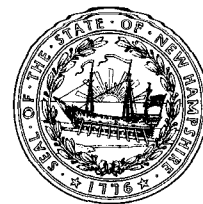




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

December 27, 2005

CERTIFIED MAIL #7004-0750-0003-0561-8118
RETURN RECEIPT REQUESTED

NOTICE OF PAST VIOLATION

John Moulton
18 Scenic View Dr.
Plymouth, NH 03264

RE: File # 2005-01773, West Farm Rd, Canaan, Tax Map 4S, Lot 15

Dear Mr. Moulton:

On November 7, 2005 the New Hampshire Department of Environmental Services, Wetlands Bureau ("DES") inspected property located at West Farm Road, Canaan ("the Property"). The purpose of this inspection was to determine whether violations of RSA 482-A [or RSA 485-A] and Administrative Rules Wt 100-800 had occurred on the Property.

At the inspection, the following violations were observed:

1. An intermittent stream had been crossed and wetlands had been filled in four locations to provide access for logging activities associated with a proposed subdivision prior to obtaining a permit from the Department. The logging activities occurred sometime after March 31, 2004 when the "Notice of Intent to Cut Wood or Timber" was filed.


The "Notice of Intent of Intent to Cut Wood or Timber" lists you as the person cutting or responsible for cutting. It is our understanding that you were also the person responsible for constructing the unpermitted wetland and stream crossings on this property. This Notice of Past Violation ("Notice") is to inform you that the violations referenced above have been documented and will be maintained on file at DES. In order to correct these violations, the owner filed a standard dredge and fill application and was granted a permit on November 8, 2005 to retain impacts in the disturbed areas. No further action is required of you relative to these violations and DES will take no further enforcement action at this time. This Notice is being sent to help you avoid similar violations in the future so as to protect wetlands and surface waters from unregulated despoliation before violations occur.

In an effort to promote better understanding and compliance with wetlands laws and rules, DES provides an "inspector of the day" service available to the public to address technical questions related to wetlands regulation. This service is available Monday through Friday, 8:00am to 4:00 pm by calling (603) 271-2147. DES encourages you to make use of this service as well as our website (<http://www.des.nh.gov/wetlands.htm>) before undertaking future work on your property.

Notice of Past Violation
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If you have any questions regarding this matter, please feel free to contact Tracey Boisvert at 603-271-4061.

Sincerely,


COLLINS ADAMS, CWS
Bureau Administrator
DES Wetlands Bureau

cc: Gretchen R. Hamel, Administrator, DES Legal Unit ✓
Canaan Conservation Commission